

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ASSOCIATION FOR MOLECULAR PATHOLOGY,  
*ET AL.*,

Plaintiffs,

v.

UNITED STATES PATENT AND TRADEMARK  
OFFICE, *ET AL.*,

Defendants.

09 Civ. 4515 (RWS)

JAN 14 2010

ECF

MOTION FOR  
LEAVE TO FILE  
*AMICUS CURIAE* BRIEF

PLEASE TAKE NOTICE that proposed *Amicus Curiae* Boston Patent Law Association ("BPLA"), shall move this Court, before the Honorable Robert W. Sweet, United States District Judge, at the United States Courthouse, 500 Pearl Street, New York, New York, at a date and time to be determined by the Court, for leave to file an *amicus curiae* brief.

Submitted herewith are: (1) a Memorandum of Law in Support of this Motion for Leave to File *Amicus Curiae* Brief and (2) BPLA's proposed *amicus curiae* brief.

Dated: January 13, 2010

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*S. ordered  
Sweet to SDJ  
1-26-10*

**CERTIFICATE OF SERVICE**

This is to certify that on January 13, 2010, a true and correct copy of the foregoing Motion for Leave to File Brief *Amicus Curiae* has been served on registered counsel of record via the Court's ECF system.

Dated: January 13, 2010

/s/Lori J. Shyavitz

Lori J. Shyavitz